

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

MOBIUS MANAGEMENT SYSTEMS, INC., :  
:  
Plaintiff, :  
:  
v. : C.A. No. 05-346 SLR  
:  
ACARTUS, INC., and EMC CORPORATION :  
:  
Defendant. :

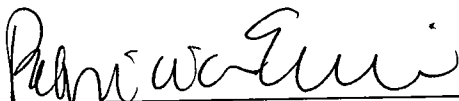
**NOTICE OF DEPOSITION**

TO: Mary B. Graham, Esquire  
Morris, Nichols, Arsht & Tunnell  
1201 North Market Street  
Wilmington, DE 19899-1347

G. Mark Edgerton, Esquire  
Choate, Hall & Stewart LLP  
Two International Place  
Boston, MA 02110

PLEASE TAKE NOTICE that, pursuant to Fed. R. Civ. P. 30, plaintiff Mobius Management Systems, Inc. will take the deposition of defendants, by Jeffrey Cowen, before a notary public or other officer authorized by law to administer oaths, at the offices of Choate, Hall & Stewart LLP, Two International Place, Boston, Massachusetts, on November 21, 2006, beginning at 9:00 a.m.

PROCTOR HEYMAN LLP



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Dated: October 25, 2006

**CERTIFICATE OF SERVICE**

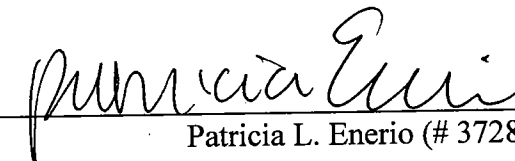
Patricia L. Enerio, Esquire, hereby certifies that on October 25, 2006, copies of the foregoing Notice of Deposition were served upon the following:

**VIA E-FILING**

Mary B. Graham, Esquire  
James W. Parrett, Jr., Esquire  
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**VIA E-MAIL**

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Patricia L. Enerio (# 3728)